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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Marvin Mencias-Mejia, an individual,

Case No.: 2:24-cv-381

Plaintiff,

vs.

Stipulation and Order to Extend Discovery (1st Request)

Robert William San Inocenio, an individual; C.R. England, Inc., a Foreign Corporation; Does 1 through 10, inclusive; and Roe Business Entities 1 through 10, inclusive.

Defendant.

I. Summary of Discovery Completed

The case was removed on February 26, 2024.¹ By March 18, 2024, Plaintiff and C.R. England stipulated that C.R. England's driver was 1) negligent; 2) while in the course and scope of employment with the company.² This narrowed the scope of discovery, and the driver was then dismissed from the case.

Both parties have served FRCP 26(a)(1) disclosures, C.R. England on March 28, 2024 and Plaintiff on April 24, 2024. C.R. England served interrogatories and requests for production to Plaintiff on April 11, 2024 that Plaintiff then answered on May 6, 2024. Plaintiff's responses to requests for production provided medical authorizations to C.R. England for the first time.

II. Discovery Remaining

C.R. England is now using Plaintiff's medical records to independently pursue medical records from his providers. Plaintiff also quantified an income loss for the first time in his discovery

¹ ECF No. 1.

² ECF No. 11.

1 responses. C.R. England will now subpoena Plaintiff's employer for information about Plaintiff's
 2 work. C.R. England plans to subpoena the truck stop where this accident occurred to see if it has
 3 information related to this event.

4 This work is necessary before C.R. England can then evaluate when to depose Plaintiff. It
 5 also affects which damages experts might be necessary for this case. Presumably after expert
 6 disclosures there might also be expert depositions.

7 **III. Why the Remaining Discovery Could not be Completed**

8 When the case was first removed, the parties focused on trying to narrow the scope of
 9 discovery. That resulted in the stipulation as to duty, breach, and dismissing the driver. Once the
 10 scope of discovery was established, C.R. England then served discovery to Plaintiff. Plaintiff
 11 needed time to prepare his discovery responses and provide the authorizations C.R. England is
 12 now using to pursue records.

13 The current discovery deadlines could not be met because the parties worked
 14 collaboratively to focus the case before then starting to pursue the information needed for the
 15 remaining disputed points.

16 **IV. Proposed Schedule for Completing All Remaining Discovery**

	Current Deadline	Proposed Deadline
Amending Pleadings and Adding Parties	April 26, 2024	No change
Initial Expert Disclosures	May 28, 2024	August 28, 2024
Rebuttal Expert Disclosures	June 25, 2024	September 27, 2024
Discovery Closes	August 5, 2024	October 28, 2024
Dispositive Motions	September 4, 2024	November 28, 2024
Pre-Trial Order if no Dispositive Motions	September 23, 2024	December 27, 2024

1  WILSON ELSER WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP	RALPH A. SCHWARTZ, P.C.
2 <u>/s/ Michael P. Lowry</u> Michael P. Lowry Nevada Bar No. 10666 Attorneys for C.R. England, Inc.	<u>/s/ Ralph A. Schwartz</u> Ralph A. Schwartz Nevada Bar No. 5488 Attorneys for Marvin Mencias-Mejia
5 6 7	It is so ordered. <u>/s/</u> UNITED STATES MAGISTRATE JUDGE

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Certificate of Service

9
Pursuant to FRCP 5, I certify on May 15, 2024, I served **Stipulation and Order to Extend**
10
Discovery (1st Request) as follows:

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 by placing same to be deposited for mailing in the United States Mail, in a sealed
12 envelope upon which first class postage was prepaid in Las Vegas, Nevada;
 via electronic means by operation of the Court's electronic filing system, upon each
13 party in this case who is registered as an electronic case filing user with the Clerk;
14

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Ralph A. Schwartz, P.C.
400 S. 7th St., Suite 100
16 Las Vegas, NV 89101
Attorneys for Plaintiff

17
18 BY: /s/ Jillian Forrest
19 An Employee of



21
IT IS SO ORDERED

22
DATED: 8:56 am, May 17, 2024

23


24
BRENDA WEKSLER
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UNITED STATES MAGISTRATE JUDGE